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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

XS HOLDING B.V., et al.

Plaintiffs,

v.

COOL EARTH SOLAR, INC., et al.,

Defendants.

Case No. C08 02282 RMW

**PROOF OF SERVICE RE:
DEFENDANT XSLENT, LLC'S *EX*
PARTE APPLICATION FOR ALL
DEFENDANTS TO BE RELIEVED
OF THE OBLIGATIONS OF FRCP
RULE 26 UNTIL FURTHER
ORDER OF THIS COURT**

I declare as follows: I am over eighteen years of age and not a party to the within action; I am employed in the County of Santa Clara, California; my business address is 25 Metro Drive, Suite 600, San Jose, CA 95110.

On June 16, 2008, I served a true and correct copy of the following documents

1. **DEFENDANT XSLENT, LLC'S *EX PARTE* APPLICATION FOR ALL
DEFENDANTS TO BE RELIEVED OF THE OBLIGATIONS OF FRCP
RULE 26 UNTIL FURTHER ORDER OF THIS COURT; and**
2. **[PROPOSED] ORDER STAYING DISCOVERY**

on the following party[ies]:

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5 San Jose, CA 95113
6 Email: fru@berliner.com

7 [XX] BY U. S. MAIL: I am readily familiar with my employer's business practice for collection and processing of
8 correspondence for mailing with the United States Postal Service. I served the above document[s] on the party[ies]
9 named above in the above-referenced matter, by following ordinary business practice, placing a true copy thereof
10 enclosed in a sealed envelope, for collection and mailing with the United States Postal Service where it would be
11 deposited for certified mail, first class delivery, postage fully prepaid, in the United States Postal Service that same
12 day in the ordinary course of business, addressed to the party[ies] at the address[es] listed above. [C.C.P. §1013(a)]

13 [] BY EXPRESS MAIL: I served the above document[s] on the party[ies] named above, in the above-referenced
14 matter, by placing the above-named document[s] in a sealed envelope and depositing them in a mailbox regularly
15 maintained by the United States Postal Service for receipt of Express Mail, at Post
16 Office, , California, with Express Mail postage thereon fully prepaid, addressed to the party[ies]
17 at the address[es] listed above. [C.C.P. §1013(c)]

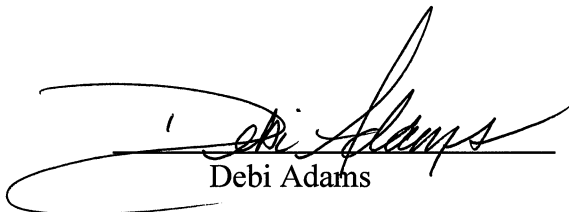
18 [] BY FEDERAL EXPRESS: I served the above-named document[s] on the party[ies] named above, in the above-
19 referenced matter, by depositing the above document[s] in a box or other facility regularly maintained by Federal
20 Express, in an envelope or package designated by Federal Express, with delivery fees paid on prepaid account,
21 addressed to the party[ies] at the address[es] listed above. [C.C.P. §1013(c)]

22 [] BY FACSIMILE: On _____, 2008 by use of fax machine number [408] 573-7864 or [408] 573-5720, I served
23 the above-named document[s] on the party[ies] named above, in the above-referenced matter, by transmitting by fax
24 machine to each party's fax machine number listed above. The fax machine I used complied with California Rules
25 of Court, Rule 2003, and no error was reported by the machine. Pursuant to California Rules of Court, Rule 2006(d),
26 I caused the machine to print a transmission record of the transmission, a copy of which is attached to this
27 declaration.

28 [] BY PERSONAL DELIVERY: By personally delivering said document(s) to the party or parties listed above at
the addresses listed above.

[XX] BY ELECTRONIC MAIL: On June 16, 2008, by use of electronic "email" address amt@svlg.com, I served
the above-named document[s] on the party[ies] named above, in the above-referenced matter, by transmitting by
electronic mail to each party's electronic "email" address listed above. The electronic "email" address I used
complied with California Rules of Court, Rule 2.260, and no error was reported by the computer. Pursuant to
California Rules of Court, Rule 2.260(c), I caused the computer to print a transmission record of the transmission, a
copy of which is attached to this declaration.

I declare under penalty of perjury under the laws of the state of California that the
foregoing is true and correct, and that this declaration was executed on June 16, 2008, at San
Jose, California.


Debi Adams